UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

LORINDA BROWN, CASE NO.: 4:09-cv-03086-RGK-DLP

Plaintiff,

VS.

GRAND ISLAND MALL HOLDINGS, LTD., a Nebraska limited partnership,

Defendant.

<u>INDEX OF EVIDENCE IN SUPPORT OF PLAINTIFF'S</u> BRIEF IN RESPONSE TO DEFENDANT'S MOTION TO DISMISS

COMES NOW, Plaintiff, LORINDA BROWN, by and through the undersigned counsel and hereby files her Index of Evidence, attaching exhibits as referred to and in Support of her Brief in Response to Defendant's Motion to Dismiss, as follows:

Exhibit A – Plaintiff's Expert C.V.;

Exhibit B -1 Survey Report & Recommendations;

Exhibit B -2 Photographs of Report;

Exhibit B -3 ADAAG Figures;

Exhibit B -4 Concrete Technology-Walkways & Ramps;

Exhibit C Plaintiff's Response to 1st Set of Interrogatories;

Exhibit D Affidavit of Steven K. Mason

Dated: December 1, 2009 Respectfully submitted,

SCHWARTZ ZWEBEN LLP

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By: s/ Stephan M. Nitz

Stephan M. Nitz Florida Bar No. 45561 snitz@szalaw.com

Certificate of Service

I HEREBY CERTIFY that on December 1, 2009, I electronically filed the foregoing document with the Clerk of the Court and via email to: Travis O'Gorman, Esquire, attorney for Defendant, at: togorman@clinewilliams.com and to Marvin L. Andersen, Esq. at marvin@bradleylawoffice.com.

/s/ Stephan M. Nitz Stephan M. Nitz